NEW YORK HERALD THURSDAY, MAY 28 1814-THIPLE SHIFT

THE COURTS

The Callender Trial-Opening for the Defence.

THE TIM DIVORCE SUIT.

A Relie of the Panie-Mr. Banker's Half Million Dollar Note.

BUSINESS IN THE OTHER COURTS.

The Central Branch Pacific Railroad-A Woman's Lottery Experiences.

CHARLES CALLENDER'S TRIAL.

The trial of Charles Callender was resumed yesterday in the United States Circuit Court before Benedict.

Mr. Pullerton, addressing the Court, said—"I withdraw my objection, made yesterday, to the stimony of Mr. McDonald, who was called as a witness for the government. I am willing that be should testify that the Ocean National Bank was asolvent on the 3d and 4th of October, 1871. I would like to see Mr. McDonald put on the stand."

To this offer Mr. Purdy replied that, having already offered to prove by Mr. McDonald that the cean Bank was insolvent at the period in question, and having been unable to do so under the objection of counsel on the other side, he was now nawilling to accept the offer made. He did not propose to again produce Mr. McDonald as a witness nutil he saw fit to do so.

Judge Benedict—I do not think counsel for the government is obliged to produce Mr. McDonald

ow: but he can call him in rebuttal if the defendant offers evidence to show that the bank was ound and solvent at the time mentioned. Mr. Fullerton-I desire to inform the Court that

was solvent at the time specified—the 3d and 4th of October, 1871. On the previous day of the trial a motion had been made by Mr. Fullerton to strike out all the

ce given in reference to Callender's transac-

evidence given in reference to Callender's transactions with the Union Square, Atlantic and Commonwealth banks. Yesterday, after the point as to the examination of Mr. McDonald had been settled, Judge Benedet stated his decision, denying the motion to strike out the evidence in question.

OPENING STATEMENT FOR THE DEFENCE.

Mr. William Fullerton then made the opening statement for the defence, claiming that when Callender borrowed money from the Ocean National Bank he did so in the hongest and regular course of business; that the evidence failed to show that there had been any attempt to influence his official action was influenced by the loan, and that he never accepted, and never intended to accept, a bribe in the iorm of money borrowed from the bank.

The defence then called a witness, and a mass of figures was gone into for the purpose of showing that Callender's deposits in the Ocean Bank exceeded the amounts of money loaned to him at various times by the Ocean Bank. It was shown that some of his overdrafts were made good. The passbook of the defendant with the Ocean Bank was put in evidence and the items therein were compared with the corresponding items in the ledger, but the witness was unable to say whether the items represented money deposited, discounts or loans.

Mr. Hurlburt, ex-Comptroller of the Currency,

the items represented money deposited, discounts or loans.

Mr. Huriburt, ex-Comptroller of the Currency, gave evidence for the defendant, stating that not long after the occurrence of the Chicago fire Callender had a conversation with him regarding the ability of the Ocean Bank to meet the consequences of that fire; Callender said he had made an examination of the bank and reported to witness its condition; witness was aware, on the 3d and 4th of October, 1811, that some of the securities of the bank were not available; he reterred to the bonds of the Portage Lake Company.

Mr. Fullerton offered to prove by the witness that Callender wrote him private letters in relation to the affairs of the Ocean National Bank just about the time of the transactions alleged against Callender, and that those letters never went on file in the department at Washington.

Mr. Purdy objected to the offer. The letters themselves would be the best evidence; but their loss should be first proved.

Judge Benedict did not see how this was material, unless the witness had knowledge of the bank from an examination of it. He would rule out the question.

After a cross-examination of the witness the

out the question.

After a cross-examination of the witness the further hearing of the case was adjourned till this

BUSINESS IN THE OTHER COURTS.

SUPREME COURT-GENERAL TERM.

The Suit of the Merchants' Bank against Before Judges Davis, Brady and Daniels.

In 1862 the Merchants' Bank of this city was assessed by the Board of Supervisors in the sum of \$29,502 14 on \$1,701,000 of its capital invested in government securities, and paid it under protest. this \$15,221 38 was levied for city purposes of this \$15,221 38 was levied for city purposes, \$7,412 71 for county purposes and \$6,783 05 for the State. The assessment was held to be illegal, the government securities being exempt from tax, and the Court ruled that the Merchants' National Bank, which succeeded the other, was entitled to recover the amount levied for State and county purposes; but not that levied for municipal purposes; and the defendants' counsel conceded their liability for the amount collected for county purposes, but denied any other liability. Both sides appeared, and the matter came up for argument yesterday in this Court, the question being whether the Supervisors were liable for the amount collected for State and city purposes. No decision was given.

SUPREME COURT-CHAMBERS.

A Railroad Litigation and Nervous Prostration Inducing Giving a Half-Million Dollar Note. Before Judge Donohue.

The Lake Shore Railroad, as claimed, was last fail, on the verge of bankruptcy. To relieve the road of its difficulties James B. Banker, Augustus Schell and the executors of Horace F. Clark, these three gentlemen having fermerly been the executive committee of the railroad company, took up, together with Cornellus Vanderbilt, a large amount of the stock of the company owned by the company, but in the hands of the brokers, and they afterwards gave their notes for \$500,000 each. Mr. Banker now brings suit to have his note cancelled, and also asks other relief. He sets forth in detail his transactions up to the time of giving the note. When he gave it he avers that he was suffering from nervous prostration: that owing to the panic and consequent depression in stock values ne leared, though wealthy, he might become insolvent; that while it this condition the directors of the road came to him and said that \$2,200,000 of the sinking fund had been piedged at his order to the Union Trast Company, and that Schell and the executors of clark were willing to join him in each giving their notes for \$2,00,000 to protect this loan; that remembering bow he had been in the habit of signing anything for Mr. Clark, and thinking that perhaps he might have authorized such an issue, and the books of the Union Trust, Company not being then necessible and everything being in contision, he gave the note in question, and only a short time after discovered that the \$2,200,000 of bonds were legitimately and properly issued for the purposes of the company to redeem certain of his debts to Bird, Grinnell & Co. He applies, therefore, to have his note declared void for want of consideration and for a full accounting between himself and the company. A motion was made yesterday in this court to strike out portions of the compaint, which sets out his matter of inducement the great railroad ability of Mr. Clark, and Mr. Vanderbiles and Mr. Clarks and Mr. Vanderbiles and Mr. Clarks induced on him as impertinent, and to compet Mr. Banker to choose whether he will proceed on the theory that he owes nothing for the cancellation of mis notes, or on the theory that there is an unsettled account between him and the railroad for an accounting. There was a very lengthy argument on the motion by Judge Fancher appearing for Mr. Banker and Mr. Burrill for the company. At the conclusion of the argument-funder Divorce Case—Troubles in the Tim Household.

Before Judge Donohue. each. Mr. Banker now brings suit to have his note cancelled, and also asks other relief. He sets torth

Before Judge Donohue.

Irene Tim vs. Solomon Tim.—History repeats itself, and so do divorce cases. This seems to be a case somewhat similar to the Brinckley divorce case, now on trial. The plaintiff brings an action for a divorce a vinculo against Solomon Tim, whom she has hitherto claimed as her husband, but which relationship defendant denies. Mr. Tim. a mer-

was married to the plaintiff and she was not his wife, and denying any of the acts of adultery

was married to the plaintiff and she was not his wile, and deaying any of the acts of adultery charged.

The fourth defence alleged that the plaintiff's name is not frene Tim, but irene Ashton

The seventh defence alleged that he was engaged to be married to a respectable young lady, of first class standing in society, and the plaintiff, becoming aware of the same, threatened to expose dendant's relationship with her, and, fearing the exposure, he paid her the sum of \$500 and obtained from her a general release from all claims.

The eighth defence charged that this action was only brought to extort more money. Mr. George F. Langhein, counsel for Mrs. Tim, made a motion to strike out the fourth, sixth, seventh and eighth defences, as irrelevant and redundant to the issues in this action, claiming, among other points, that there were only two questions in the case—first, was the plaintiff the wife of defendant if she was not, that put an end to the case; if she was, the next question was, did the defendant or the blaintiff commit the offences charged by each against the other? In opposition it was contended by Mr. Howe, defendant's counsel, that there never was any marriage ceremony, and he desired to show on the trial that he had not treated plaintiff as his wife, or held her out as such to the world, and that he could not show that without pleading it. The Court struck out imating that they were not proper defences in a divorce suit of this kind.

The Central Branch Union Pacific Rail-

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In the suit of Treadwell against Pomercy and others an application was made yesterday by Mr. Samuel L. Treadwell, the plaintin, for an order to Central Branch Union Pacific Railroad, and also treasurer for the parties in the Crédit Mobilier contract for constructing the road, to produce for inspection the books of the parties to the contract in his possession relating to the building of the road. Mr. Treadwell, who is interested in the contract, made affidavit that he had been refused such inspection and even permission to enter the office in which the books are kept. He wants an accounting, and it seems there was an executive committee, who keep a large subsidy in their hands and do not want to account. It was this subsidy that gave to Fomeroy the soubriquet "Subsidy." The defendant did not deny the lacts, but insisted that the plaintiff was not entitled to an inspection. Judge Dononue took the papers, reserving his decision. Central Branch Union Pacific Railroad, and also

A Woman's Experience in the Lottery

Business. Lydia M. More, like many others, was deluded into buying lottery tickets. Like many others she drew blanks, but still she hugged the delusive drew blanks, but still she hugged the delusive phantom of hope and kept on buying tickets, but with the same result. Having expended, as she claims, \$5,250 to in tickets of the Royal Havana Lottery, she now brings suit against Mr. Taylor and others for twice this sum, under the statute for bringing such suits making to the prosecutor such liberal allowance. A motion was made yesterday to compel her to furnish a bill of particulars, and the same was argued at some length by John Graham for the motion and Mr. Chase in opposition, after which Judge Donohue took the papers.

Decisions.

Decisions.

By Judge Lawrence,
Meyer vs. Gebhard.—Granted.
Orump vs. Frederict; Stillwelt vs. Shimmin:
Batjer vs. Methfessel; In the Matter of Dickman
vs. Stewart; Rutherford vs. White; Nelson vs. Degrand.—Memorandums.

SUPERIOR COURT-SPECIAL TERM, Decisions.

By Judge Van Vorst.

Roberts vs. White et al.—Decision to be filed and judgment dismissing complaint to be entered.

Wilmont vs. Meserole.—Motion to strike out parts Wilmont vs. Meserole.—Motion to strike out parts of answer denied. Graham vs. Austin et al.; Challis vs. Osborn et

al.—Motions granted.

Darragh vs. Darragh.—Motion for almony and counsel ice, &c., granted. See memorandum.

Carrie vs. Bernstem.—See memorandum.

Harrison vs. Kirke et al.—Motion granted, unless appellant serve case in two days, &c.

COMMON PLEAS-SPECIAL TERM. Decisions.

By Judge Loew.

Waterbury vs. The Mayor, &c., of New York.judgment for plaintiff on demurrer.
Conneil vs. Weissheimer.—Order settled.

MARINE COURT. Marrying for a Consideration-Suit to Recover.

Before Judge McAdam. Bendiner vs. Hayman.—This action was brought to recover the sum of \$300. It appeared that the to recover the sum of \$300. It appeared that the plaintif, for a consideration of \$500, promised by the delendant, married the defendant's cousin, whereupon he demanded the consideration money, and received, on account, \$200. After the honeymoon was concluded the plaintiff demanded the \$300 balance, which the defendant refused to pay, and thereupon resulted the present sul's Judge McAdam held that, by statute, every agreement, promise or undertaking, made upon consideration of marriage, except mutual promises to marry, was void, unless made in writing, and as the contract sued on was not in writing, it came within the statute, and was void. He dismissed the compilaint with costs and \$25 allowance.

MARINE COURT-GENERAL TERM.

Before Judges Shea, Joachimsen and Alker.
Mendelsohn vs. Mitchell.—Appeal from an order
denying leave to the supplemental answer. Dedision reserved.
Hantley vs. Hanne

denying leave to file supplemental answer. Decision reserved.

Hantley vs. Hamp.—Order appealed from affirmed, without costs.

Betts vs. Davis.—Order appealed from denying motion to set aside attachment affirmed, with \$10 costs.

Lowenberg vs. Bernstein.—Order appealed from vacating order of arrest affirmed, without costs.

Wisnusen vs. McCade.—Judgment appeal from affirmed, with costs and \$30 allowance.

Newburger vs. Glover.—Like decision.

Kyretz vs. Eoling.—Like decision.

Arkell vs. Nelson.—Judgment appealed from reversed and new trial granted. Costs to abide event.

Viel vs. Alden.—Order of arrest vacated, with \$10 costs.

Viel vs. Alden.—Order of arrest vacated, with \$10 costs.

Hill vs. Stevenson.—Appeal from judgment argued. Decision reserved.

Miller vs. New York Central and Hudson River Railroad Company.—Appeal from judgment argued and decision reserved.

Biauvet vs. Paimer.—Appeal from judgment argued and decision reserved.

Luqueor vs. Kivin.—Motion to vacate a judgment dismissing a complaint and for costs and allowance in case where court has no jurisdiction of subject matter. Decision reserved.

Goldman vs. Firemen's Fund Insurance Company.—Judgment appealed from smrmed, with costs and \$30 allowance.

Johnson vs. Rosenstock.—Appeal from judgment argued. Decision reserved.

argued. Decision reserved.

Tojetti vs. Bamberger.—Appeal from an order.
Preliminary question raised and decision reserved.
Engs vs. Kruse.—Judgment appealed from alfirmed, with costs and \$50 allowance.
Barber vs. Houser.—Appeal from judgment argued. Decision reserved.

MARINE COURT-CHAMBERS. Decisions.

By Judge McAdam. Laszyusky vs. Haimey.—Default opened on con Short vs. Pierce.—Default opened on conditions.
Short vs. Pierce.—Default opened on conditions.
Hutchings vs. Connoily.—Motion granted, with
\$10 costs to plaintiff to abide event.
Rosen vs. Piecus.—Demarrer overruled as frivolous. See papers. Memorandum.
Hart vs. Lowenstein,—Default opened on pay-

ment of \$10 costs.
Hassell vs. Gibney.-Motion denied, without costs.
Schoffeld vs. Epstein.—Motion granted on payment or \$10 costs. Judgment and levy to stand as ecurity.

Ginson vs. Peck.—Same order.

Hanger vs. Feeney.—Motion granted on payment of \$10 trial fee and \$10 costs of motion within

nve days.

Bernhard vs. Weekesen.—Motion for new trial gratted, on the ground of surprise, on payment of

granted, on the ground of surprise, on payment of \$35 costs.

Lowenstein vs. Elias.—Motion granted on payment of \$10 trial fee and \$10 costs of motion. Judgment and levy to stand as security.

Wolf vs. Bennett.—Motion to vasate denied, but buil reduced to \$75.

Carmody vs. McGuire.—Motion granted, and defanit opened on payment of \$10 costs.

Wardell vs. The Swedish Printing Company.—Motion to serve amended answer granted on payment of \$10 costs. See memorandum.

Eleks, Prest, vs. Grinunger.—Motion granted as per order filed.

Trowbridge vs. Morris.—Judgment for \$755 79.

per order filed.

Trowbridge vs. Morris.—Judgment for \$755 79.

Hahn vs. Machada.—Motion to open denault on payment of \$10 costs within three days. Judgment and levy to stand as security.

Bawley vs. Smith.—Motion granted on payment of \$10 costs and \$10 costs of motion within three days. Judgment and levy to stand as security.

Groll vs. Warnke.—Motion granted. Judgment allowed for \$50. with costs.

Glover vs. Alton.—Motion granted so far as to require service of answer on May 23, 1874.

GENERAL SESSIONS-PART 1. The Sarner Alleged Perjury Case.

Before Judge Sutherland.
The trial of Julius Sarner upon a charge of perjury is still going on in this Court. Yesterday the defendant was on the stand the entire day. Recorder Smith Snished his direct examination before recess, and, after an interval of half an bour, Dis count of this city, doing business in collars and cuffs, having a store on Broadway, interposes, through counsel, an answer to the complaint containing eight defences, among them that he never of istock he had on hand at the time of the fire,

and which were embodied in his proof of loss as sworn to before the Fire Marshal, were furnished by his brother. He stated that the testimony of Hamilton Ferry, his porter, who is an important witness for the prosecution, was not true in all its easential leatures.

The evidence will be summed up to-day.

GENERAL SESSIONS-PART 2. Clearing Off the Calendar-The Homielde of Officer Gibney. Before Recorder Hackett.

While the Sarner perjury case still occupies the time and attention of the First Part of the Court of General Sessions, Recorder Hackett presiding in the Second Part, which meets in the New Court

in the Second Part, which meets in the New Court
House building, is engaged with District Attorney
Phelps in clearing the calender of all the criminal
cases in which indictments have been found.

THE MURDER OF OFFICER GIBNEY.

The trial of John Given, charged with the murder of the policeman, John Gioney, near the Battery, on the 26th of April, was moved by the District Attorney, and notwithstanding the efforts of
Mr. Wilham F. Howe, the counsel for the desence,
to postpone the matter until this morning, His
Honor decided that the case must go on, so far, at
least, as to proceed with the empanelling of a jury.

Mr. Howe's ground of objection to the case then
proceeding to trial was that he expected to have
associate counsel in the morning. Only four jurors
had been obtained when the Court adjourned.

FIFTY-SEVENTH STREET POLICE COURT. An Englishman in the Hands of Thieves.

Before Justice Sherwood.

Matthew Gorrey and Theodore Richards were brought up on a charge of highway robbery, having forcibly stolen, as alleged, a gold watch worth \$50 from G. V. Lott, an Englishman, temporarily residing at No. 66 Third avenue. Mr. Lott could swear to nothing of his own knowledge, and allowed that part of the business to be performed by the officer

to nothing of his own knowledge, and allowed that part of the business to be performed by the officer who arrested the prisoners and a woman named Cornelia Weber, of No. 1,173 First avenue, who saw the robbery committed. All Lott knew was that he got out of a Third avenue car at Sixty-eighth street; about five o'clock on Tuesday afternoon and was immediately accosted by Gorrey, whom he accompanied, after a few words of conversation, to a place where they had a drink. They then walked towards the East River and at the corner of Third avenue, as was shown by the testimony, Richards came up, and, snatching the watch from Lott's vest, ran off with it. Gorrey prevented Lott from following in pursuit, and was arrested there and then. Richards was not apprehended until nine P. M., by which time, of course, the watch had been disposed of \$1,000 each, at the request of counsel.

ASSAULT AND THEFT.

Thomas Jenkins, Samuel Moore and James Mackey were charged with assaulting William Hamilton, in his liquor store, No. 1,030 Third avenue, and robbing the till of \$5. The complainant was intoxicated, the defendants claimed, and an examination was granted to prove their linocence.

AN ATTEMPTED MURBER.

Yesterday alternoon a young man named Michael Lester, of No. 401 East Seventy-sixth street, while going home, and within a short distance of his door, saw Thomas Kerrigan, who with his family resided at No. 417 same street, brutally beating his wile, who at the time had a babe in her arms, Lester hastened to the protection of Mrs, Kerrigan, and the wife beater field. A short time afterward Kerrigan reappeared with a revolver in his hand. Lester sought refuge behind a coal box Kerrigan iollowed him and twice snapped the trigger, but the weapon missed fire. Lester then field across the open lots in the neighborhood, pursued by Kerrigan. Here the would-be murderers ucceeded in discharging the revolver twice; but happily his aim was unsteady, and neither of the shots took effect. Officer Failon, of the Nineteenth precinct, whose att

COURT CALENDARS-THIS DAY.

SUPREME COURT—CHAMBERS—Held by Judge Donohue.—Nos. 48, 71, 94, 100, 136, 149, 176, 182, 206, 228, 229, 237, 238, 239, 241, 242, 246, 247, 248, 250.

BROOKLYN COURTS.

UNITED STATES DISTRICT COURT. The South Side Railroad Litigation.

Before Judge Benedict. E. F. Jones having been elected assignee in the his confirmation. The matter came before Judge

Benedict, who yesterday rendered the subjoined In this matter, an election of an assignee having been held, and Elbert Floyd Jones having been chosen by the creditors to be assignee of the Senth

chosen by the creditors to be assignee of the Senth Side Railroad Company, objection is made to the confirmation of the election by certain of the creditors upon the ground that the person chosen is now trustee, representing certain interests, which may be adverse to the interests of the creditors at large, and I am asked to withhold my approval of the choice of the creditors, and either direct that a new election be had or appoint Charles Jones, of this city, to be assignee. Upon consideration I am of the opinion that the present relation of Eibert Floyd Jones to the railroad in question is such as te make it proper for me to withhold my approval of his election as assignee, and inasmuch as a new election would involve delay, when it is quite important that an assignee be promptly appointed in order to relieve the marshal from the custody of the road to protect the interest of all. I shall adopt the alternative suggested by the opposing creditors to appoint Charles Jones, of this city, to be assignee herein. The assignee appointed will, of course, be required to give bonds for the faithul discharge of his duty, the same to be taken before Register Winslow.

SUPREME COURT-SBECIAL TERM. Yesterday's Decisions.

By Judge Pratt.

Edward R. Robinson vs. Jane Pringle et al.—
Motion to confirm report granted, \$10 costs.

Sarah G. Conway vs. Fanny Jananschek.—Motion granted and service of complaint set aside, unleast plaintinf file and serve on deendant's attorney a consent that summons be amended, in which case motion denied, \$10 costs.

John Ward vs. A. Marks.—Motion granted, without costs. John Ward vs. A. Marks.—Motion granted, without costs.
In the Matter of Opposing Last Will, &c., of
Henry McDonald.—Motion granted on appellants
paying 310 costs.

Martin E. Deraisines vs. John E. Hatch.—The
motion may be referred to take the evidence and
the opinion of a referred to take the evidence and
the opinion of a referred thereon, the parties to be
produced and cross-examined before the referred.
In the matter of C. Shaler, &c.—Petition is entitled to be referred to ascertain facts in this
matter.

matter.

James Wynne vs. The Hibernian Insurance Company, of Ohio.—Motion granted so far as to allow a reference to ascertain the amount of the attorney's lien, &c. On defendant's failing to take a reference, motion denied, with \$10 costs.

COURT OF APPEALS CALENDAR.

ALBANY, N. Y., May 27, 1874. Court of Appeals day calendar for May 28-Nos. 16, 17, 18, 22, 23, 25, 26, 27.

COMMISSION OF APPEALS.

Day calendar of the Commission of Appeals for May 28, 1874—Nos. 162, 164, 167, 168, 169, 170, 171, 171, 187, 188, 189, 170, 171, There will be no further day calendar made for this term, and the Commission will adjourn sine die at the close of Friday's session. Recess until four P. M.

THE ALLEGED HIGHWAY ROBBERY BY POLICE OFFICERS.

The readers of the HERALD will remember that a German ragpicker, named Nicholas Newbeck, on Saturday charged Officer George Reilly and an other of the Nineteenth precinct, whose name was then unknown, with robbing him on the highwas then unknown, with robbing him on the highway of \$5. Reilly was suspended from duty by Captain Gunner and charges against him were sent to the Police Commissioners, who will investigate them on the 2d prox. Judge Sherwood on Tnesday afternoon issued a warrant for Reilly's arrest, and sent it to Captain Gunner. Late yesterday afternoon the Captain came to court and reported that Reilly could not be found. He had been informed, he said, that the accused had left the city, but beneved that se would return in time to answer the charge before the Commissioners. Captain Ginner stoully maintains his beder in the innocence of Reilly, but confesses that this absence just now is not exactly correct. PROBABLE MURDER AT SING SING.

convict named Thomas McIntyre, alias A convict named Thomas McIntyre, alias "Moore," who was received in Sing Sing Prison last Monday, expired in the hospital connected with that institution under rather mysterious circumstances yesterday morning. A post-mortem examination, made by Dr. Fisher, revealed the fact that deceased had sustained a blow on his head from some blunt instrument, which iractured the skull, causing compression of the brain. How, when and by whom the injury was inflicted yet remain to be explained. Coroner Bassett arrived at the prison yesterday afternoon, and after empancilling a jury, which viewed the body, adjourned the inquest until to-morrow evening. Deceased, who was about fifty years old, was serving out a term of two years and a half for grand larceny.

VOLUNTEER BASS SINGER WANTED IN AN Episcopal choir. Address S. S. SMITH, 86th at Post CARD.—PRIVATE LESSONS—PIANO, VIOLIN, GUI-tear, Organ, Harp, Piute, Singing: 4 West Four-teenth street, opposite Col. Yan Buren's gardens; cir-culars mailed. J. JAY WATSON, Musical Director. No classes.

MUSICAL.

WELL EDUCATED FAENCH LADY DESIRES an engagement for the summer only, in a private silv in the country, to teach French and music; best rence. Address AMATEUR, Herald Uptown Branch

A N ARTIST FROM EUROPE, HOLDING EXCELLENT A certificates, is forming a class of ladies for studying outdoor Sketching and Painting; terms moderate. Appli-cation at 267 West Phirty-seventh street.

TRENCH CONVERSATION-BY A PARISIAN GEN I tleman; ten weeks (three lessons weekly), \$25; at pupil's, \$35; in classes of five, \$10. Address FRENCH, box 128 Herald Uptown Branch office. MES. E. SOHLKE—FIRST RATE TEACHER OF music, French and German; terms moderate: no objection to schools; would attend classes at private houses. 431 East Sixteenth street.

NEW METHOD OF LEARNING FRENCH AND GER-man thoroughly by conversation and reading; no grammar; conversational fluency insured; terms \$3 a week (three lessons at pupil's residence). Address PROFESSOR, box 121 Herald Uptown Branch office. WANTED IMMEDIATELY-THREE YOUNG MEN. to learn bookkeeping, penmanship, calculation, rom practical bookkeeper; hours 8 to 10 P. M.; terms noderate. Address Mr. COLLINS, box 140 Herald onne.

WANTED TO PURCHASE. A SODA FOUNTAIN.-MATTHEWS' BEINDEER. Second hand, in good order. Address R. B. W., S.

WANTED-IMMEDIATELY, A SMALL SECOND hand Shaping Machine, for light works.
A. CANTREL, 34 : outh Fifth avenue.

MISCELLANEOUS, HAVING A LARGE STORE AND OUR SEASON trade being nearly over, would sell on commission articles suitable for the summer season; must be first class and tor ladies' trade only. Address C. J. C., Herald Untown Branch office.

TO PUBLISHERS.—WANTED, THE COMPOSITION of a first class weekly or monthly paper; material new. Address Composition, box 109 Herald office.

PROPOSALS.

PROPOSALS FOR ELETATORS AND COMBINED Elevators and Stairs for the United States Court House and Poot Office, New York city Office of Superintendent, May 4, 1874.—Scaled proposals will on Superintendent, May 4, 1874.—Scaled proposals will of the five the office of the Superintendent until 12 M, of the 1st day of June, 1874, for turnishing, delivering, fitting and unting in place the Elevators and Combined Lievators and Stairs of Corner Pavilion, all as exhibited on the drawings, described in the specifications or called for in the schedule. Copies of the drawings, specifications and carbonide may be had on application at this office. All scaffolding required by the contractors to but the work in place will be turnished by the government free of charge, but will be erected by the contractors. Proposals will be made for each elevator complete and for each combined elevator and stair complete. The elevators of divisions I. and II. must be completed within three months from date of acceptance of proposal, and the combined elevators and stairs within ax months from same date. The contractors will be required to guarantee their work for a period of two years. Payments will be made for each elevator on its completion, less ten 109 per cent, which will be retained utilit the elevators have been satisfactorily tested for the period of six months. All bids must be accompanied by a penal bond, in the sum of twenty-five thousand dollars (22,180), that the bidder will accept and perform the contract it awarded him, the sufficiency of the security to be certified by the United States Judge, Clerk of the United States Court or the District Attorney of the district wherein he reades. The department reserves the right to reject any or all bids if it be deemed for the interest of the government to do so, or to award each division to a different budger, at its option. Any bid that is not made on the princed form to be obtained at this office, and does not conform to the requirements of this adventise meant will not be

PROPOSALS FOR WROUGHT AND CAST IRON
Work to the United States Court Hous, and Post
office. New York city,—Office of Superintendent, May
16, 1874. - Sealed Froposals will be received at the office
of the Superintendent until 12 M. of the 18th day of June,
1874. for furnishing, delivering, fitting and putting in
place the Wrought and Cast Iron Work of the staircases,
of the skirtings, of the railing and fascia to Mezzanine
floor, of the Fost office screen; of the casings, &c., to
girders of first floor; of the ventilator on roof of court
yard, of the entrance doors and the illuminated thing to
floors, roof and sinewalss—all as exhibited on the draw
ings, described in the specifications and called for in the
schedule. provided for in the specifications and called for in the schedule.

Copies of the drawings, specifications and schedule may be had on application at this office.

All the facilities are all the functions and schedule may be had on application at this office.

All the facilities are all the functions and schedule.

Proposals will be made to the contractors to put intent good on the prince of charge, but will be erected by the coverament of the work of the Post Office screen, railing, &c., to floor under courtyard, entrance doors, staircas E. and the funuinnated thing, must be completed within three mouths from the date of acceptance of proposals will be percently and the stainment of the work of the work to the work to be periormed in the order to be hereafter given, but within the times above specified. Fayments will be made monthly, deducting 10 percent until the final completion of the contract.

All bids must be accompanied by a penal bond, in the sum of twenty-five thousand dollars (\$25,000), that the bidder will accept and perform the contract.

The distinction of the work to be security to be certified by the United States Jungs, Clerk of the United States Court, of the District Attorney of the district wherein he resides.

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Proposals will be ended for the interest of the power manse to do first class Planofortes and the Provider and Provider and

MATRIMONIAL.

A REFINED AND AGREEABLE GENTLEMAN would like to meet an agreeable and accomplished lady, with a view to matrimony. None others need address, in confidence, CLARENCE, Herald Uptown Branch office.

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AT EDWARD MILLER'S WELL KNOWN ESTAB-Hishment, 68 Nixth avenue, near Waverley place, the atmost value paid in each for cast-off Clothing, Carpets, &c., by calling on or addressing.

AT NATHAN'S, 33/5 SIXTH AVENUE. NEAR FOURTH
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Iol Sixth avenue, opposite Eighth street, ladies and A 101 Sixth avenue, opposite Eighth street, ladies and gentlemen can receive the utmest value in cash for their Castoff Clothing, Carpets, Jewelry, Lacces, &c. Please call at or address the number as above. Ladies walted on by Mrs. Marks. Please my and antisty yourselves. Or ders to Brooklyn promptly attended to.

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A can dispose of their east-off Wearing Apparei, Car-pets, Jewelly, Ac., at a satisfactory price. Call on or ad-dress Mr. or Mrs. H. HARRIS, 31 sixth avenue, above Waverley place.

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A STROLOGER -PROPESSOR LISTER. THE ONLY one in this country, is years practice, it is Boston, where he predicted the death of Limoni, and was published in the iterated long before it occurred; also the detect of Greeley. Send for circular, 329 Sixth avenue, address letters box 4,229 Post office, New York.

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M.E. Z., THE WONDERFUL ASTROLOGIST, HAS removed to 20 West Twenty-seventh street, corner of Seventh avenue. Fee, 50c. No gents.

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WALLACK'S.
Proprietor and Manager. Mr. LESTER WALLACK
Doors open at 7:30; commences at 8 o'clock.

VARIED AND ATTRACTIVE PROGRAMME LAST THREE NIGHTS OF THE REGULAR SEASON. THURSDAY EVENING, May 28, the performance will consist of two Comedica, WOODCOCK'S LITTLE GAME

THE NERVOUS MAN,

THE NERVOUS MAN,

M. LESTER WALLACK

In his original character of Mr. Woodcock),

Messers. JOHN GILHERT. JOHN BROUGHAM, HARRY
BEOKETT. J. B. POLK, E. M. HOLLAND, W. J. FERGUSON, C. E. EDWIN, J. F. JOSEPHS, J. ATKINS, J. W.
P. UK. Mme PONISI, Miss EFFIE GERMON, Mrs. JOHN
SELTON, Miss MINNIE BELL, Miss KATE BARTLETT.

Miss ESTELLE ROWE and Mrs. BLAISDSLL.

FRIDAY EVENING, also SATURDAY MATINEE,

WOODCOCK and THE NERVOUS MAN.

SATURDAY EVENING, Mass representation of the

present season,

MONEY.

the Summer Season will be imagurated by the production of a new pigy, of remarkable emotional interest, by Mr. Bartiey Campbell, entitled.

in which the accomplished artiste, Miss CARLOTTA LECLERCQ, will appear for the first time at this theatre.

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WOOD'S MUSEUM.

Two performances daily—at 2 and 3 P, M.

AFTERNOON AT 2
ONE WEEK ONLY
of the sensational Drams,
entitled
THE
ORANGE GIRL;
OR LIFE IN
THE STREETS,
MONDAY, JUNE 1, the Drams of CHRIS AND LENA.

LYCEUM THEATRE. PRENCH COMEDY.
THURSDAY EVENING, May 28,
MILLE. EVA BEAUREGARD as
LA DAME AUX CAMELIAS,
(CAMILLE.)
Supported by the entire French Company.
Seats can be had at Pond's, 59 Union square.

Seats can be had at Pond's, 39 Union square.

METROPOLITAN THEATRE,
MS AND 587 BROADWAY 585 AND 587,
SMITH & KENNEY.

MORE NEW FACES THIS WEEK.

ALL THE SPECIALTY ARTISTS OF THE DAY,
First appearance of the peerless Female Gymnast,
Mile. LEONA DARE,
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MILE LEONA DARE,
KING SARBRO,
the wonderfu! Japanese Rope Performer,
LITTLE ALL RIGHT
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LITTLE WORDERS and FARTOMINIES,
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COMIC PANTOMIME BY THE MARTINETTIS,
MATINEE WEDNESDAY AND SATURDAY AT 2 O'C.OCK.
ATELL BRYANT'S BENEFIT.

EXTRA

NEIL BRYANT'S BENEFIT.

BRYANT'S OPERA HOUSE,
WEST IWENTY THIRD STREET AND SIXTH AVENUE.

MATTINEE, BENEFIT DO NEIL BEYANT.

ON THURSDAY AFTERNOON, JUNE 4

JUNE 4 MATINEE JUNE 4

JUNE 4 MATINEE

JUNE 4

MRS. F. B. CONWAY'S BROOKLYN THEATRE — MRS. MRS. GONWAY is prepared to receive propositions from first class Stars and Combinations for the ensuing Fall and Winter Season. Communications addressed to the undersigned will receive promot attention.

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MANAGET
THURSDAY, MAY 28,
BAKER and FARRON.
CHRIS and LENA.

CHRIS and LENA.

(ENTRAL PARK GARDEN.
THIS (THURRDAY) EVENING, May 28, at 8,
THEO, THOMAS'
UNRIVALLED SUMMER NIGHTS' CONCERTS.
COronation March.
Covering, King Stephan.
Sections Bectnoven
Aria, Pieta Signore.
Trombone Obligato, by Mr. C. Cappa.
Rhapsodie Honeroise No. 2.
Symptiony No. 4. D minor.
Cherus,
Cherus,
Chiroduction,
Chiroduction,
Cherus,

BOSTON, MASS. Bukiness communications may be addressed to Proprieter and Manager, box 273 Post office

A POWERFUL TONED FOUR ROUND PIANO, with heavy carved mouldings, for sale for \$775; cost \$770, but must be sold, as the family is leaving the city. No. 1,121 Second avenue, third floor.

A SEVEN OCTAVE CARVED PIANO, \$175, PAYA-ble \$10 monthly: upright and aquare Pianos for cash instainents. or cent \$3 upwards. BETFS' Ware-rooma, 788 Broadway, corner Tenth street. A PRIVATE FAMILY WILL SELL THEIR ELE
gant (Decker & Bros.) Pianodoric at a sacrifice: a
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Plano, having all improvements, tell agraffe, overstrang, &c.; cost \$975 for \$250; has box, shipping; also
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A BEAUTIPUL ROSEWOOD PULL 7 OCTAVE
Plansforte and stool, in good order and fully warranted, bargain, for eash, or instalments or to rent.

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26 Bleecker street,
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A .- NEW PIANOS TO LET AND SELL ON INSTAL others cheap, \$50 to \$400. BERRY & CO., 789 Broadway. A ROSEWOOD PIANOFORTE, CARVED LEGS, only \$125: a 7½ octave Plano, all improvements, a bargain: 8 stop Organ, cheap. EESK & SON, 11 Clinaton place (Lichth Street), near Broadway

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A MAGNIFICENT ROSE WOOD PIANOFORTE FOR
sale; four round corners, made order, city maker. A sale; four round corners, made order, city maker, buly guaranteed, used five months, cost \$500, for \$500, parsor, chamber, dining Furniture; a sacrifice; property lamily leaving city. 55 West 15th st., near 5th av.

A PREVATE PARMILY LEAVING CITY WILL SELL magnifects four round corner rosewood Pianoterte, used 6 months, fully guaranteed, brilliant tone, 5250; Stool, Cover; has box for shipping; rich Parlor, Chamber, Dining Furniture; a great sacrifice. Residence 105 West 25th st., between 5th and 7th ava.

A PARLOR GEM.—714 OCTAVE FOUR LARGE round cornered, carved legs and case, rosewood hanolorie, made by celebrated Broadway maker, used months, cost \$1,000, for \$275; Stool, Cover, Music Cabinet, cost \$100, included; also Farlor and Bedroom Stute, cost \$100, included; also Farlor and Bedroom Stute. Paintings. Bronzes, Mirrors, Curtains, &c., for half cost. Private residence 120 West 23d street, near 6th avenue. E. GAY.

CHICKERING PIANOFORTE, ONLY \$100; A SEVEN cotave rosewood Pianoforte, caryed legs, overstrong bass, every improvement, great sacribes for cash.

J. BIDDLE, 13 Waverley place, near Broadway, CHURCH ORGANS FOR SALE—ONE TWO BANKS of kers, 15 stops, and two small church Organs, or suitable for halls, one of six stops and one of four stops. Apply at the factory of L. U. STUART, 124 West Thirty-fifth street.

PISCHER NEW SCALE AGRAPHE PIANOS—THE most reliable, finest cone Pianos made spleadid second hand Pianos, like new, very cheap. 420 West Twenty-eighth street, near Ninth avenue.

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GREAT ROMAN HIPPODROME. Block bounded by Madison and Fourth avenues and wenty-sixth and Twenty-seventh streets. Seating callety 10,000. AFTERNOON AND EVENING. Continued success of the gifted young foreigner, MLLE. VICTORIA, in her daring midair evolutions. the great \$50,000 Spectacular Pageants by beautiful Amazonian drivers HURDLE AND VLAT RACES,
Miles. Casteyrena, Oswald, Mason, Yates and Davis TWO AND YOUR HORSE CHARIOT RACES, Mme. D'Atalie, Misses Salisbury, Grady, Satsumo, Clev land and Mons. Arnaud. GRAND NATIONAL CONTEST
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Messra Stevens, Hogan and North. of twenty-one beautiful Horses and Monkey Racea. PONY DONNYBROOK PAIR and the Lancashire Races Afternoon and Evening THE WHEELBA ROW BRIGADE, Sack Races and Donkey Races each exhibition. BOX OFFICE OPEN THREE DAYS IN ADVANCE. Owing to the immense strain open the physical and nervous system. M.L.E. VICTORIA is compelled to limbs her performances to eight exhibitions per week. viz.:— Every atternoon and M. inday and Friday evenings. NIBLO'S THEATRE.

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EVERY NIGHT and SATURDAY MATINES at 2. is not a panorama, it is not a model, but it is an artistic realization of the GREAT CITY as seen by night from ST. PAUL'S CATHEDRAL.

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COMICAL FAY. With 69 Star Artists in Song, Dance and specialty. BOOTH'S THEATRE. LESSEE, J. B. BOOTH.

REAPPEARANCE FOR SIX NIGHTS ONLY OF AGNES BOOTH (Mrs. J. B.) Mr. JOHN MCCULLOUGH.

COLOSSEUM,

F:RST APPEARANCE THIS SEASON OF Mr. J. B. BOOTH, who, in the revival or shakespeare's Tragedy of WILL RESIGN ALL FORTHER INTEREST IN BOOTH'S THEATRE. MONDAY EVENING, May 22, 1874, and
EVERY EVENING DURING THE WEEK, AND
SATURDAY MAILSE AT 1260,
will be presented Shakespeare's Grand Historic and Pic
toral Tracedy, in 5 acts, of
EMPT RING JOHN,

with the following powerful COMBINATION CAST -AGNES BOOTH CONSTANCE JOHN McCULLOUGH FAULCONBRIDGE

KING JOHN. Am. sted by every member in the Seats may be seenred six days in advance at the box office of theatre, or branch leket office, at the music store of C. H. Ditson & Co., 711 Broadway.

THEATRE COMIQUE,

GLORIOUS SUCCESS OF 514 BROADWAY. IN HIS GREAT SPECIALTY, Mr. JOHN THOMPSON, IN HIS GREAT SPECIALTY, ON HAND,
PLAYING NINE DISTINCT CHARACTERS,
ALL DIFFERENT MUSICAL INSTRUMENTS,
NUMEROUS BONGS AND DANCES,
JOHN THOMPSON,
THE GREATEST ABTIST LIVING,
Mr. J. J. WALLACE, Mr. HARRY BUCKLEY,
MISS FANNY PIERSON, MISS MARIE CUNNELLY,
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MATINEES ON WEDNESDAY, AND SATURDAY.

WALLACK'S EXTRA ANNOUNCEMENT. THE SUMMER SEASON
at this theatre will be inaugurated on
MONDAY EVENING, JUN. 1, 187 by the engagement of the accomplished; who will appear, for the first time here. Campbell's new and successful play, of retional interest in five acts, entitled

which will be presented, after careful preparation, with NEW AND PECULIAR SCENIC EFFECTS

MISS LILLIE. MARGURITE CHAMBERS.

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Their first appearance at this theatre.

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Mr. THEODORE HAMILITON.

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Mr. C. P. DE GROOT.

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Mr. H. A. WEAVER.

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Mr. E. M. HOLLAND, first appearance at this theatre.
Mr. C. K. EDWIN,
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HOX book now open. Seats may be secured two weeks in advance.

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SHARESPEARE SOCIETY. LIDERARY AND MUSICAL ENTERTAINMENT. THURSDAY EVENING, MAY 28, 1874, at their Halt East Nide Association Building). Eighty-sixth speet and Third avenue.

The following artists will assist:—
Prof. ROBERTS, Electronist.
Miss ELAWCZ-KK, Plannist.
Miss ELEBE, Miss FINCH,
Mr. BUSH, Mr. BECKET,
Quartet and Soloists.
Tickets, \$2. To be had at door on evening of entersamment.

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J. TWENTY-SECOND REGIMENT BAND CONCERT.
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Twenty-second Regiment Armory, 16th st., mear 6th av.
AATURDAY EVENING. MAY 30, 15th
Grand Promenade Concert and Soirce Dansante.
Gilmore's mill Twenty-second Regiment Band,
of 55 eminent musicious.

CONCERT AT 8.

Tickets may be bad at the office of the Band, 8tl Broadway, and at the Armory on the evening of the concert.

THE NEWEST MUSIC.

"What the Birds Say, "Wilson, 35c.: "Old Crow," Hodges, 40c.; "Se the Children say," Tours, 4c.: "Part Hodges, 40c.; "Se the Children say," Tours, 4c.: "Parting," Milliard, 30c.; "Every Home Has Loss a Darling," Leelle, 40c.; "Join the Dance," Madame M. Celli, sung by Mile. Nilsson, 50c.; "Vecto" Galop, Weezend, 35c.; "Mignon," B. Hoffman, \$1; "Mulligan Guards" Quadrille, 50c. WM. A. POND & CO., 547 Broadway. Branch store, 39 Union square.

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Every one should visit the wonderful museum. It is full
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